



State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095

(603) 271-3503 FAX (603) 271-2982



SKV L.L.C. c/o  
Ara Tamizarian  
46 W. Webster St.  
Manchester, NH 03104

LETTER OF DEFICIENCY  
WD WQE 02-10

October 28, 2002

RE: DES Site Specific File No. WPS-6060, Horizon Drive/Tamar Drive, Goffstown

Dear Mr. Tamzarian

On October 24, 2002 personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Goffstown Tax Map 8, Lots 48, 48-7 through 48-26, and lots 48-28 through 48-40 (the "Property"). John Brown, the project manager, was also present during the inspection. The purpose of the inspection was to determine compliance with RSA 485-A:17.

During the inspection the following was documented:

1. Construction sequencing per plan has not been adhered to. The construction sequence approved in the plans by Holden Engineering and Surveying, Inc. dated April 10, 2000, as last revised November 8, 2000, and as approved by DES on December 10, 2001 (the "Plans") require that drainage basins and swales be constructed and vegetatively stabilized prior to directing stormwater to them, and all landscaped areas to be stabilized by October 15. During the inspection, DES personnel observed that drainage swale 1 was not constructed, detention pond 1 was not vegetated, and exposed slopes were not stabilized; however, the road was constructed and nearly at final grade and John Brown informed DES personnel that stormwater would soon be directed into detention pond 1. Additionally, the rip-rap drainage swales and rip-rap aprons at the culvert inlets and outlets were not installed.
2. Temporary erosion control measures were not maintained. The silt fence was not toed-in in numerous locations.
3. Orange construction fencing was not placed at the limits of construction to prevent accidental encroachment on wetlands as required by condition 7 of wetlands permit no. 2000-01739.

In response, you are requested to take the following actions:

1. Stabilize exposed slopes with jute matting or geotextile fabric, and seed with winter rye to prevent erosion.
2. Construct treatment swale 1 and stabilize it with seed, mulch and tack netting. Stormwater flows shall not be directed towards treatment swale 1 until it is stabilized by the establishment of at least 80% vegetative growth or protected by other approved means.
3. Stabilize detention basin 1 with seed, mulch and tack netting. Stormwater flows shall not be directed towards detention basin 1 until it is stabilized by the establishment of at least 80% vegetative growth or protected by other approved means.
4. Install rip-rap swales according to the Plans, and rip-rap aprons around the culvert inlets and outlets as indicated by the Plans.
5. Immediately inspect and repair all silt fences and continue to maintain all temporary erosion controls at least weekly and after every precipitation event throughout the remainder of the project to ensure that erosion control measures are functioning and effective.
6. Install orange construction fencing at the limits of construction to prevent accidental encroachment into wetlands.
7. Submit photographs and written documentation of compliance with all aforementioned requirements and conditions within five days of completion unless otherwise specified.

DES believes that these requests can be met by November 15, 2002. Failure to respond to this Letter of Deficiency in a timely and complete manner will be construed as noncompliance. DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.


Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 485-A may result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it would also be recorded with the Registry of Deeds as an encumbrance against the Property.

Documents submitted to DES in response to this Letter of Deficiency should reference File Number WPS 6060 and be mailed to:

Zoe Owers, Compliance  
Site Specific Program  
Department of Environmental Services  
6 Hazen Drive, PO Box 95  
Concord, NH 03302-0095

Please feel free to contact me at (603) 271-2303 with any questions.

Sincerely,

  
**COPY**  
Ridgely Mauck, P.E.  
DES Site Specific Program

CERTIFIED MAIL NO. 7099 3400 0003 0688 1716

cc: Rene Pelletier, DES Land Resources Manager  
Mark Harbaugh, DES Enforcement Attorney  
Goffstown Conservation Commission  
Goffstown Board of Selectmen